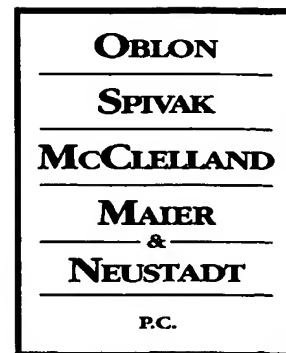




Docket No.: 247210US2

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/749,397  
Applicants: Takeshi YAMAMOTO  
Filing Date: January 2, 2004  
For: LIQUID CRYSTAL DISPLAY APPARATUS AND  
METHOD OF MANUFACTURING THE SAME  
Group Art Unit: 2871  
Examiner: Chen, Wen Ying Patty

SIR:

Attached hereto for filing are the following papers:

**Response to Restriction Requirement**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters

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DOCKET NO: 247210US2



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
TAKESHI YAMAMOTO : EXAMINER: CHEN, WEN YING PATTY  
SERIAL NO: 10/749,397 :  
FILED: JANUARY 2, 2004 : GROUP ART UNIT: 2871  
FOR: LIQUID CRYSTAL DISPLAY :  
APPARATUS AND METHOD OF  
MANUFACTURING THE SAME

**RESPONSE TO RESTRICTION REQUIREMENT**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement dated August 9, 2005, Applicant provisionally elects with traverse Group I, Claims 1-18, directed to a liquid crystal display apparatus having different gap regions. Applicant makes this election based on the understanding that Applicant is not prejudiced against filing one or more divisional applications that cover the non-elected claims.

Applicant respectfully traverses the Restriction Requirement on the grounds that the outstanding Restriction Requirement has not established that an undue burden would be required if the Restriction Requirement was not issued and if all the claims were examined together. More particularly, MPEP §803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to independent or distinct inventions.

In the present application no undue burden has been established if each of the claims were examined together. In contrast, the present restriction requirement subjects the

Applicant to the added burden of prosecuting Claims 1-18 and Claim 19 in separate proceedings.

Accordingly, it is respectfully requested that the requirement to elect a single group be withdrawn, and that a full examination on the merits of Claims 1-19 be conducted.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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